

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
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In re

DELTA AIRLINES, INC., et al.

Reorganized Debtors.

**VARDE INVESTMENT PARTNERS, L.P., BEAR
STEARNS INVESTMENT PRODUCTS INC., PAR-
FOUR MASTER FUND, LTD., SUNRISE PARTNERS
LIMITED PARTNERSHIP, and CYPRESS
MANAGEMENT MASTER LP**

v.

**COMAIR, INC., COMAIR HOLDINGS, LLC,
COMAIR SERVICES, INC., DELTA AIRELITE
BUSINESS JETS, INC., and DELTA CONNECTION
ACADEMY, INC.**

X

WHEREAS, Varde Investment Partners, L.P., Bear Stearns Investment Products Inc., Par-Four Master Fund, Ltd., Sunrise Partners Limited Partnership and Cypress Management Master LP (collectively, "Appellants") filed a Notice of Appeal on May 12, 2008;

WHEREAS, the appeal was docketed on the docket of the United States District Court for the Southern District of New York on June 9, 2008 (the "Appeal"); and

WHEREAS, Appellants have agreed to withdraw the Appeal with prejudice.

NOW, THEREFORE, in consideration of the covenants and provisions contained herein, Appellants, by and through their attorneys of record herein, and Comair, Inc., Comair

Holdings, LLC, Comair Services, Inc., Delta AirElite Business Jets, Inc., and Delta Connection Academy, Inc. (collectively, "Appellees" and, together with Appellants, the "Parties"), by and through their attorneys of record herein, stipulate and agree as follows:

1. The Appeal is hereby withdrawn with prejudice and with the Parties to bear their own costs.
2. The undersigned counsel acknowledge that their respective clients have approved the terms of this Stipulation and have authorized them to execute this document on their behalf.

Dated: July 16, 2008

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Academy, Inc.

SO ORDERED:

SJ
U.S.D.J.

July 16, 2008